

Section 1

CERTIFICATE OF MAILING
37 C.F.R 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on the date below:

September 21, 1999

Date


Shelley P.M. Fussey



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Philip E. Thorpe and Sophia Ran

Serial No.: 09/351,862

Filed: July 12, 1999

Group Art Unit: 1643

Examiner: Unknown

Atty. Dkt. No.: 4001.002282

For: CANCER TREATMENT KITS USING
ANTIBODIES TO
AMINOPHOSPHOLIPIDS

RESPONSE TO 37 C.F.R. § 1.53(F) NOTICE

BOX MISSING PART

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Notice to File Missing Parts of Application Under 37 C.F.R. § 1.53(f),
dated August 4, 1999, there are enclosed herewith:

- (a) Declaration executed on behalf of Philip E. Thorpe and Sophia Ran;
- (b) A Power of Attorney on behalf of Board of Regents, The University of Texas System;
- (c) A Declaration Claiming Small Entity Status executed on behalf of Board of Regents, The University of Texas System;

- (d) An Information Disclosure Statement, and PTO Form 1449 listing References A1-A10, B1-B9 and C1-C37, with copies of References A1-A10, B1-B9 and C1-C33;
- (e) Our check in the amount of \$685.00 to cover the basic filing fee (\$380 - basic small entity); surcharge for late filing (\$65.00); additional claims fee (\$240.00); and
- (f) A copy of Notice to File Missing Parts of Application-Filing Date Granted.

An Assignment to Board of Regents, The University of Texas System and a check for \$40.00 are being filed under separate cover.

If the check is inadvertently omitted, or should any additional fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the enclosed materials, or should an overpayment be included herein, the Assistant Commissioner is authorized to deduct or credit said fees from or to Williams, Morgan & Amerson, P.C. Deposit Account No. 50-0786/4001.002282.

Please date stamp and return the accompanying postcard to evidence receipt of these documents.

Respectfully submitted,



Shelley P.M. Fussey
Reg. No. 39,458

WILLIAMS, MORGAN & AMERSON
7676 Hillmont, Suite 250
Houston, Texas 77040
(713) 934-7000

Agent for Applicants

Date: September 21, 1999

bcc: BethLynn Maxwell, Ph.D.
Ray Wheatley, M.S. (w/encls.)
Mr. Larry O. Bymaster
John N. Bonfiglio, Ph.D.
Steven W. King, Ph.D. (w/ encl.)
Philip E. Thorpe, Ph.D. (w/encls.)
Sophia Ran, Ph.D. (w/encls.)

SPE
4001.002282
SEP 9 1999



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

#4

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO/TITLE
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09/351,862 07/12/99 THORPE

P 4001.002282

0262/0804

SHELLEY P M FUSSEY
WILLIAMS MORGAN AND AMERSON PC
7676 HILLMONT SUITE 250
HOUSTON TX 77040

NOT ASSIGNED

1643

DATE MAILED:

08/04/99

NOTICE TO FILE MISSING PARTS OF APPLICATION

Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1:136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1:16(e) of \$65.00 for a small entity in compliance with 37 CFR 1.27, or \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a small entity (statement filed) non-small entity is \$ 1370-

1. The statutory basic filing fee is:

- missing.
 insufficient.

Applicant must submit \$ 760- to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

2. The following additional claims fees are due:

\$ 324- for 18 total claims over 20.

\$ 156- for 2 independent claims over 3.

\$ _____ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

3. The oath or declaration:

- is missing or unsigned.
 does not cover the newly submitted items.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

7. Your filing receipt was mailed in error because your check was returned without payment.

8. The application was filed in a language other than English.

Applicant must file a verified English translation of the application, the \$130.00 set forth in 37 CFR 1.17(k), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).

9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice MUST be returned with the reply.

D. DeLanay

Customer Service Center

Initial Patent Examination Division (703) 308-1202

09/30/1999-MPRASRD-00000048 09351862

01 FC:201

02 FC:203

380.00 OP

65.00 ID

10-4-99
In re Dan